

CE EO-610



Catherine Glidden/STB

08/23/2007 03:27 PM

To liz.waite@stricklandpllc.com

cc

bcc

Subject Fw: AB-6 (Sub-No. 448X)



Catherine
Glidden/STB

08/23/2007
03:19 PM

To liz.waite@stricklandpllc.com

cc

Subject AB-6 (Sub-No. 448X)

Dear Ms. Waite

The Surface Transportation Board's (Board) Section of Environmental Analysis (SEA) is in receipt of your 7/23/07 Fax from Sidney Strickland and Associates, PLLC regarding the abandonment proceeding in STB Docket No. AB-6 (Sub-No. 448X). As a result of the information provided in the Fax, SEA has determined that BNSF has complied with the original five consultation conditions attached to the Board's decision in this proceeding. However, based on the recommendations provided in a 02/09/07 letter from the Washington Department of Archaeology & Historic Preservation, BNSF must comply with the following new consultation condition in the event archaeological remains are uncovered during salvage operations:

In the event that any unanticipated archaeological sites, human remains, funerary items or associated artifacts are discovered during the railroad's salvage activities, BNSF Railway Company will immediately cease all work and notify the Section of Environmental Analysis (SEA), interested Federally recognized tribes, and the Washington State Historic Preservation Officer (SHPO) pursuant to 36 CFR 800.13(b). SEA shall then consult with the SHPO, interested Federally recognized tribes, BNSF, and any other consulting parties, if any, to determine whether appropriate mitigation measures are necessary.

Thank you for providing SEA with information regarding your consultation with the appropriate agencies to comply with the conditions attached to this decision.

Best Regards,

Catherine Glidden
Environmental Protection Specialist
Surface Transportation Board
Section of Environmental Analysis
Washington, DC 20423-0001